THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.1766 of 2006

Dated: 31-01-2006

Between:

Balivada Rama Krishna, S/o.Late Venkata Rao.

.. PETITIONER

AND

The Chief General Manager,

State Bank of India and others.

.. RESPONDENTS

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ORDER:

The father of the petitioner was employed as a class-IV employee in the State Bank of India. He died on 05-12-2002. The petitioner submitted an application to the respondents with a request to provide him employment on compassionate grounds, stating that the family is left with no income or assets, after the death of his father. Through order, dated 06-12-2002, the second respondent rejected the claim of the petitioner, on the ground that he was over aged, by five months. Thereupon, the petitioner submitted an application for condonation of the same. Correspondence ensued between the various authorities of the bank and it is stated that the Manager of the branch, where the father of the petitioner worked, sought recommendation for relaxation of the age limit in favour of the petitioner, indicting the reasons thereof. The grievance of the petitioner is that the first respondent has not passed any orders so far.

Heard the learned counsel for the petitioner and the learned Standing Counsel for the Bank.

It is not in dispute that there exists a scheme for providing employment on compassionate grounds to the dependants of the employees, who died while in service. The extension of such benefit is dependant upon the family having been left in pecuniary, on account of untimely death of the employee.

The petitioner submitted his claim, consequent upon the death of his father on 05-12-2002. Through order, dated 06-12-2003, the second respondent rejected the claim of the petitioner only on the ground that he was over aged by five months, indicating that the petitioner is otherwise entitled for the benefit. Obviously because it is permissible for the respondents to relax the conditions of maximum age limit in deserving cases, remarks from the concerned officials were called for, and the matter is pending before the first respondent for final decision.

Having regard to the fact that the claim of the petitioner is pending for the past three years, the writ petition is disposed of, directing the first respondent to pass final orders on the application of the petitioner, with specific reference to the relaxation of age limit, for providing him employment on compassionate grounds, within a period of two months from the date of receipt of a copy of this order. There shall be no order as to costs.

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31-01-2006

Prv